



REPUBLIC OF KENYA

ELEVENTH PARLIAMENT – (FOURTH SESSION)

THE NATIONAL ASSEMBLY

ORDERS OF THE DAY

SUPPLEMENTARY

THURSDAY, APRIL 28, 2016 AT 2.30 P.M

ORDER OF BUSINESS

PRAYERS

1. Administration of Oath
2. Communication from the Chair
3. Messages
4. Petitions
5. Papers
6. Notices of Motion
7. Statements

8*. THE ACCESS TO INFORMATION BILL (NATIONAL ASSEMBLY BILL NO. 36 OF 2015)

(The Hon. Priscilla Nyokabi, M.P.)

Third Reading
(*Question to be put*)

9*. MOTION - APPOINTMENT OF MEMBERS TO VARIOUS COMMITTEES

(The Chairperson, Committee on Selection)

THAT, pursuant to the provisions of Standing Orders 175 and 207, and further to the resolution of the House of October 08, 2013 on appointment of Members to respective Committees, this House approves the appointment of the following Members to the Committees specified hereunder:-

(a) Budget and Appropriations Committee;

- 1) The Hon. Mutava Musyimi, M.P.
- 2) The Hon. Abdulaziz Farah, M.P.

- 3) The Hon. Lati Lelelit, M.P.
- 4) The Hon. Moses Ole Sakuda, M.P.
- 5) The Hon. James Gakuya , M.P.
- 6) The Hon. Mary Emaase, M.P.
- 7) The Hon. Benjamin Langat, M.P.
- 8) The Hon. Daniel Nanok, M.P.
- 9) The Hon. Kk Stephen Kinyanjui, M.P.
- 10) The Hon. Tiya Galgalo, M.P.
- 11) The Hon. Phillip Rotino, M.P. (to move from the Departmental Committee on Agriculture, Livestock and Cooperatives).
- 12) The Hon. Joseph Barua, M.P. (to move from the Public Investments Committee).
- 13) The Hon. Moses Kuria, M.P.
- 14) The Hon. Reginalda Wanyonyi, M.P.;
- 15) The Hon. Nelson Gaichuhie, M.P.;
- 16) The Hon. Francis Njenga, M.P.;
- 17) The Hon. Dennis Kariuki, M.P.;
- 18) The Hon. Mohamed Shidiye, M.P.;
- 19) The Hon. Patrick Ole Ntutu, M.P.;
- 20) The Hon. Jackson Kiptanui, M.P.;
- 21) The Hon. Moses Lessonet, M.P.;
- 22) The Hon. Joseph Limo, M.P.;
- 23) The Hon. James K. Bett, M.P. (to move from the Departmental Committee on Justice and Legal Affairs);
- 24) The Hon. Yusuf Hassan, M.P. (to move from the Departmental Committee on Defence and Foreign Relations);
- 25) The Hon. Christopher Nakuleu, M.P. (to move from the Departmental Committee on Health);
- 26) The Hon. Charles Muriuki, M.P.;
- 27) The Hon. Priscilla Nyokabi, M.P.;
- 28) The Hon. Peter Weru Kinyua, M.P.;
- 29) The Hon. Samuel Gichigi, M.P.;
- 30) The Hon. Kathuri Murungi, M.P. (to move from the Committee on Regional Integration);
- 31) The Hon. Jamleck Kamau, M.P.;
- 32) The Hon. Alice Ng'ang'a, M.P.;
- 33) The Hon. Richard Tong'i, M.P.;
- 34) The Hon. Ferdinand Waititu, M.P.;

- 35) The Hon. Bady Bady Twalib, M.P.;
- 36) The Hon. Shakeel Shabbir, M.P.;
- 37) The Hon. Richard Momoima Onyonka, M.P. (to move from the Committee on Delegated Legislation);
- 38) The Hon. Edick Omondi Anyanga, M.P. (to move from the Departmental Committee on Transport, Public Works and Housing);
- 39) The Hon. Abdullahi Diriye M.P.;
- 40) The Hon. Ben Momanyi Orari, M.P.;
- 41) The Hon. Ababu Namwamba, M.P.;
- 42) The Hon. Maj. Marcus Mutua Muluvi M.P. (to move from the Committee on Delegated Legislation);
- 43) The Hon. Jones Mwagogo Mlolwa, M.P.;
- 44) The Hon. Hon. Kenneth Okoth Odhiambo, M.P.;
- 45) The Hon. Ibren Nasra Ibrahim, M.P. (to move from the Catering and Health Club Committee);
- 46) The Hon. Gideon Ochanda Ogolla, M.P. (to move from the Committee on Implementation);
- 47) The Hon. Dr. David Eseli Simiyu, M.P. (to move from the Departmental Committee on Health);
- 48) The Hon. Ahmed Ibrahim Abbass, M.P.
- 49) The Hon. Christopher Omulele, M.P. (to from the Constitutional Implementation Oversight Committee);
- 50) The Hon. Denittah Ghati, M.P.
- 51) The Hon. Abdikadir Ore Ahmed, M.P. (to move from the Departmental Committee on Administration and National Security);

(b) Other Committees;

- 1) Hon. Eng. Stephen Ngare, M.P. - Public Investments Committee;
- 2) Hon. Clement Wambugu, M.P. - Public Accounts Committee;
- 3) Hon. Bitok Kirwa, M.P. – Departmental Committee on Justice and Legal Affairs Committee;
- 4) Hon. Alfred Agoi, M.P. - Regional Integration Committee;
- 5) Hon. Alfred Sambu, M.P. - Departmental Committee on Health;
- 6) Hon. Banticha Jaldesa, M.P. - Departmental Committee on Education, Research and Technology Committee;

- 7) The Hon. Ali Fatuma Ibrahim, M.P. - Departmental Committee on Administration and National Security;
- 8) The Hon. (Dr.) Makali Mulu, M.P. - Departmental Committees on Administration and National Security; and Finance, Planning and Trade;
- 9) The Hon. Charles Nyamai, M.P. - Departmental Committee on Energy, Communication and Information;
- 10) The Hon. Benjamin Andayi, M.P. - Departmental Committees on Justice and Legal Affairs; and Agriculture, Livestock and Co-operatives;
- 11) The Hon. Zuleikha Hassan Juma, M.P. - Joint Committee on Parliamentary Broadcasting and Library;
- 12) The Hon. Willy Baraka Mtengo, M.P. - Departmental Committee on Energy, Communication and Information; and Committee on Regional Integration;
- 13) The Hon. Silverse Lisamula Anami, M.P.- Departmental Committee on Energy, Communication and Information;
- 14) The Hon. Isaac Mwaura, M.P. - Departmental Committee on Environment and Natural Resources;
- 15) The Hon. Richard Makenga Katemi, M.P. - Departmental Committee on Environment and Natural Resources;
- 16) The Hon. Joyce Lay, M.P. - Departmental Committee on Environment and Natural Resources;
- 17) The Hon. John Mbadi, M.P. - Departmental Committee on Finance, Planning and Trade;
- 18) The Hon. Joash Olum, M.P. - Joint Committee on Parliamentary Broadcasting and Library;
- 19) The Hon. Robert Mbui, M.P. - Departmental Committee on Health;
- 20) The Hon. Jared Opiyo Odhiambo, M.P. - Departmental Committee on Health;
- 21) The Hon. Irshadali Sumra, M.P. - Departmental Committee on Labour and Social Welfare;
- 22) The Hon. Omar Mwinyi, M.P. - Departmental Committee on Lands;
- 23) Hon. Rashid Bedzimba, M.P. - Departmental Committee on Transport, Public Works and Housing;
- 24) The Hon. Suleiman Murunga Kasuti, M.P. - Departmental Committee on Defence and Foreign Relations;
- 25) The Hon. Shukra Hussein Gure, M.P. - Committee on Implementation;
- 26) The Hon. Andrew Mwadime, M.P. - Committee on Regional Integration;

- 27) The Hon. Washington George Omondi Mallan, M.P. - Constitutional Implementation Oversight Committee;
- 28) The Hon. John Waluke, M.P. - Committee on Delegated Legislation;
- 29) The Hon. (Dr.) J.W. Nyikal, M.P. - Procedure and House Rules Committee;
- 30) The Hon. James Lusweti, M.P. - Catering and Health Club Committee;
- 31) The Hon. Abdulswamad Sheriff, M.P. - Procedure and House Rules Committee;
- 32) The Hon. Millie Odhiambo, M.P. - Constitution Implementation Oversight Committee;
- 33) The Hon. Paul Otuoma, M.P. - Committee on Implementation;
- 34) Hon. Jude Njomo, M.P. to move from Public Accounts Committee to the Departmental Committee on Agriculture, Livestock Co-Operatives;
- 35) Hon. Jacob Waweru, M.P. to move from the Departmental Committee on Education, Research and Technology Committee, to the Departmental Committee Defence and Foreign Relations;
- 36) The Hon. Charles Nyamai, M.P. to move from the Committee on Regional Integration to the Departmental Committee on Administration and National Security;
- 37) The Hon. Aisha Jumwa, M.P. to move from the Departmental Committee on Environment and Natural Resources to the Departmental Committee on Agriculture, Livestock and Co-operatives;
- 38) The Hon. Zuleikha Hassan Juma, M.P. to move from the Departmental Committee on Agriculture, Livestock and Co-operatives to the Departmental Committee on Environment and Natural Resources;
- 39) The Hon. Joash Olum, M.P. to move from the Departmental Committee on Finance, Planning and Trade to the Committee on Delegated Legislation;
- 40) The Hon. Hezron Awiti Bollo, M.P. to move from the Departmental Committee on Agriculture, Livestock and Co-operatives, to the Departmental Committee in Finance, Planning and Trade; and
- 41) The Hon. Anyanga Andrew Toboso, M.P. to move from the Departmental Committee on Finance, Planning and Trade, to the Departmental Committee in Agriculture, Livestock and Co-operatives.

10. COMMITTEE OF THE WHOLE HOUSE**

- (i) The Judiciary Fund Bill (National Assembly Bill No. 3 of 2016)
(The Chairperson, Departmental Committee on Justice and Legal Affairs)
- (ii) The Energy Bill (National Assembly Bill No. 50 of 2015)
(The Leader of the Majority Party)

(Resumption of consideration interrupted on Thursday, April 28, 2016 – Morning Sitting)

(To commence from clause 95)

11. THE SEEDS AND PLANT VARIETIES (AMENDMENT) BILL**
(NATIONAL ASSEMBLY BILL NO. 43 OF 2015)

(The Leader of the Majority Party)

Second Reading

(Resumption of debate interrupted on Wednesday, April 27, 2016 – Morning Sitting)

12*. THE ELECTION LAWS (AMENDMENT) (NO.3) BILL (NATIONAL
ASSEMBLY BILL NO. 63 OF 2015)

(The Chairperson, Departmental Committee on Justice and Legal Affairs)

Second Reading

13*. THE KENYA ROADS BILL (NATIONAL ASSEMBLY BILL NO. 26 OF
2015)

(The Leader of the Majority Party)

Second Reading

14*. THE MISCELLANEOUS FEES AND LEVIES BILL (NATIONAL
ASSEMBLY BILL NO. 30 OF 2015)

(The Leader of the Majority Party)

Second Reading

15*. THE WAREHOUSE RECEIPTS SYSTEM BILL (NATIONAL ASSEMBLY
BILL NO. 12 OF 2015)

(The Leader of the Majority Party)

Second Reading

16*. THE KENYA DEFENCE FORCES (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 41 OF 2015)

(The Leader of the Majority Party)

Second Reading

*** Denotes Orders of the Day**

****Denotes Bill with Constitutional Timeline**

...../Notices

N O T I C E S

I. THE ENERGY BILL (NATIONAL ASSEMBLY BILL NO. 50 OF 2015)

- 1) Notice is given that Chairperson of the Departmental Committee on Energy, Communication and Information intends to move the following amendments to the Energy Bill, 2015 (National Assembly Bills No. 50) at the Committee Stage—

CLAUSE 2

THAT, clause 2 of the Bill be amended—

- (a) by deleting the definition of the term “consumer” and substituting therefor the following new definition—

“customer” means any person supplied or entitled to be supplied with electrical energy or petroleum;

- (b) by deleting the definition of the term “Institute” and substituting therefor the following new definition—

“Agency” means the Nuclear Power, Energy and Petroleum Agency established under section 53 of this Act;

- (c) by deleting the words “ the Authority” in the definition of the term “licensing authority” and substituting therefor the words “the Commission”;

- (d) by deleting the word “Authority” in the definition of the term “minimum operational stocks” and substituting therefor the word “Commission”;

- (e) by deleting the word “Authority” in the definition of the term “tariff” and substituting therefor the word “Commission”;

- (f) by deleting the word “Authority” in the definition of the term “undertaking” and substituting therefor the word “Commission”;

- (g) in the definition of the term “bulk supply” by deleting the word “upply” appearing immediately after the words “enabling the” and substituting therefor the word “supply”;

- (h) in the definition of the term “distributed generation” by inserting the word “which” immediately after the words “any one of”; and
- (i) in the definition of the term “distribution system” by deleting the word “distribution” appearing immediately after the words “for the delivery”.

CLAUSE 5

THAT, clause 5 of the Bill be amended in sub-clause (4) by deleting the word “regularly” and substituting therefor the words “after every three years”.

CLAUSE 9

THAT, clause 9 of the Bill be amended—

- (a) in the marginal note by deleting the word “Authority” and substituting therefor the word “ Commission”;
- (b) in the heading by deleting the word “Authority” and substituting therefor the word “ Commission”;
- (c) by deleting the word “Authority” wherever it appears and substituting therefor the word “Commission”;

CLAUSE 10

THAT, clause 10 of the Bill be amended—

- (a) in the marginal note by deleting the word “Authority” and substituting therefor the word “ Commission”;
- (b) by deleting the word “Authority” and substituting therefor the word “ Commission” in the opening statement;

CLAUSE 11

THAT, clause 11 of the Bill be amended—

- (a) in the marginal note by deleting the word “Authority” and substituting therefor the word “ Commission”;
- (b) by deleting the word “Authority” wherever it appears and substituting therefor the word “ Commission” ;
- (c) by deleting paragraph (l) and substituting therefor the following new paragraph—

“(l) impose such sanctions and fines not exceeding one hundred thousand shillings per violation per day for a maximum of thirty days”.

CLAUSE 12

THAT, clause 12 of the Bill be amended—

- (a) in the marginal note by deleting the word “Authority” and substituting therefor the word “ Commission”;
- (b) by deleting the word “Authority” wherever it appears and substituting therefor the word “Commission”;
- (c) in sub-clause (1) by deleting the words “who shall be the secretary of the Board” appearing in paragraph (d).

CLAUSE 13

THAT, clause 13 of the Bill be amended by deleting the word “Authority” wherever it appears and substituting therefor the word “Commission”;

CLAUSE 14

THAT, clause 14 of the Bill be amended—

- (a) in the marginal note by deleting the word “Authority” and substituting therefor the word “ Commission”;
- (b) by deleting the word “Authority” wherever it appears and substituting therefor the word “ Commission”;

CLAUSE 15

THAT, clause 15 of the Bill be amended by deleting the word “Authority” and substituting therefor the word “Commission”;

CLAUSE 16

THAT, clause 16 of the Bill be amended—

- (a) in the marginal note by deleting the word “Authority” and substituting therefor the word “ Commission”;
- (b) by deleting the word “Authority” wherever it appears and substituting therefor the word “ Commission”

CLAUSE 17

THAT, clause 17 of the Bill be amended by deleting the word “Authority” and substituting therefor the word “ Commission”;

CLAUSE 18

THAT, clause 18 of the Bill be amended by deleting the word “Authority” wherever it appears and substituting therefor the word “ Commission”;

CLAUSE 19

THAT, clause 19 of the Bill be amended—

- (a) in the marginal note by deleting the word “Authority” and substituting therefor the word “ Commission”;
- (b) by deleting the word “Authority” and substituting therefor the word “ Commission”;

CLAUSE 20

THAT, clause 20 of the Bill be amended—

- (a) in the marginal note by deleting the word “Authority” and substituting therefor the word “ Commission”;
- (b) by deleting the word “Authority” wherever it appears and substituting therefor the word “ Commission”;

CLAUSE 21

THAT, clause 21 of the Bill be amended by deleting the word “Authority” wherever it appears and substituting therefor the word “Commission”;

CLAUSE 22

THAT, clause 22 of the Bill be amended—

- (a) in sub-clause (4) by deleting the word “Authority” and substituting therefor the word “ Commission”;
- (b) in sub-clause (5) by deleting the words “of not less than five hundred thousand shillings or to a term of imprisonment of not less than six months or to both such fine and imprisonment” and substituting therefor the words “not exceeding one million shillings or to imprisonment for a term not exceeding two years or to both”;
- (c) in sub-clause (6) by deleting the words “of not less than five hundred thousand shillings for each day or part thereof that the obstruction occurs” and substituting therefor the words “not exceeding one hundred thousand shillings for each day or part thereof that the obstruction occurs”.

CLAUSE 23

THAT, clause 23 of the Bill be amended—

- (a) in the marginal note by deleting the word “Authority” and substituting therefor the word “ Commission”;
- (b) by deleting the word “Authority” wherever it appears and substituting therefor the word “ Commission”;

CLAUSE 24

THAT, clause 24 of the Bill be amended—

- (a) in the marginal note by deleting the word “Authority” and substituting therefor the word “ Commission”;
- (b) in sub-clause (1) by deleting the word “Authority” and substituting therefor the word “ Commission”;

CLAUSE 26

THAT, clause 26 of the Bill be amended in sub-clause (1) by deleting the words “Institute or the Authority” appearing in paragraph (b) and substituting therefor the words “Agency or the Commission”;

CLAUSE 36

THAT, clause 36 of the Bill be amended in sub-clause (4) by deleting the word “Authority” wherever it appears and substituting therefor the word “Commission”;

CLAUSE 37

THAT, clause 37 of the Bill be amended in sub-clause (3) by deleting the words “apply for review” and substituting therefore the word “appeal”.

CLAUSE 40

THAT, clause 40 of the Bill be amended—

- (a) in the marginal note by deleting the word “Authority” and substituting therefor the word “ Commission”;
- (b) by deleting the word “Authority” and substituting therefor the word “ Commission”;

CLAUSE 41

THAT, clause 41 of the Bill be amended by deleting the word “Authority” wherever it appears and substituting therefor the word “ Commission”;

CLAUSE 53

THAT, clause 53 of the Bill be amended—

- (a) by deleting the marginal note and substituting therefor the following new marginal note —
“Establishment of the Nuclear Power, Energy and Petroleum Agency”.
- (b) by deleting the words “Energy and Petroleum Institute” appearing in the heading of clause 53;

- (c) in sub-clause (1) by deleting the words “Energy and Petroleum Institute” and substituting therefor the words “Nuclear Power, Energy and Petroleum Agency”;
- (d) in sub-clause (2) by deleting the word “ Institute” and substituting therefor the word “Agency”;

CLAUSE 54

THAT, clause 54 of the Bill be amended by deleting the word “Institute” wherever it appears and substituting therefor the word “Agency”;

CLAUSE 55

THAT, clause 55 of the Bill be amended—

- (a) by deleting the word “Institute” and substituting therefor the word “Agency” wherever it appears;
- (b) by deleting the word “ Institute” in the marginal note and substituting therefor the word “Agency”;

CLAUSE 57

THAT, clause 57 of the Bill be amended—

- (a) by deleting the word “Institute” and substituting therefor the word “Agency” wherever it appears;
- (b) by deleting the word “ Institute” in the marginal note and substituting therefor the word “Agency”;
- (c) by inserting the following new paragraph immediately after paragraph (a) —
 - “(aa) the Attorney-General or his representative;
- (d) in paragraph (b) by—
 - (i) deleting sub-paragraph (ii) and substituting therefor the following new sub-paragraph—
 - (ii) education, science and technology;
 - (ii) deleting sub-paragraph (iv).
- (e) by deleting paragraph (c) and substituting therefor the following new paragraph—
 - “(c) the Chief-Executive Officer;
- (f) in paragraph (d) by deleting the words “five other members” and substituting therefor the words “four other members who are not in the public sector”.

CLAUSE 59

THAT, clause 59 of the Bill be amended by deleting the word "Institute" wherever it appears and substituting therefor the word "Agency";

CLAUSE 60

THAT, clause 60 of the Bill be amended—

(a) in sub-clause (1) —

- (i) by deleting the words "an Executive Director who shall be the" and substituting therefor the word "a";
- (ii) by deleting the word "Institute" and substituting therefor the word "Agency";

(b) in sub-clause (2) by deleting the word "Executive Director" and substituting therefor the word "Chief Executive Officer";

(c) in sub-clause (3) —

(i) by deleting the word "Executive Director" and substituting therefor the word "Chief Executive Officer" in the opening statement;

(ii) by inserting the words "and related fields" immediately after the words "or energy" in paragraph (b).

(d) in sub-clause (4) by deleting the word "Executive Director" and substituting therefor the word "Chief Executive Officer";

(e) in sub-clause (5) by deleting the word "Executive Director" and substituting therefor the word "Chief Executive Officer";

(f) by deleting the word "Executive Director" and substituting therefor the word "Chief Executive Officer" in the marginal note" ;

CLAUSE 62

THAT, clause 62 of the Bill be amended by deleting the word "Institute" and substituting therefor the word "Agency";

CLAUSE 65

THAT, clause 65 of the Bill be amended—

(a) by deleting the word "Institute" and substituting therefor the word "Agency";

(b) by deleting the word "Institute" and substituting therefor the word "Agency" in the marginal note" ;

CLAUSE 66

THAT, clause 66 of the Bill be amended by deleting the word "Institute" and substituting therefor the word "Agency";

CLAUSE 67

THAT, clause 67 of the Bill be amended by deleting the word "Institute" wherever it appears and substituting therefor the word "Agency";

CLAUSE 68

THAT, clause 68 of the Bill be amended—

(a) by deleting the word "Institute" and substituting therefor the word "Agency";

(b) by deleting the word "Institute" and substituting therefor the word "Agency" in the marginal note" ;

CLAUSE 69

THAT, clause 69 of the Bill be amended—

(a) by deleting the word "Institute" wherever it appears and substituting therefor the word "Agency";

(b) in the marginal note by deleting the word "Institute" and substituting therefor the word "Agency" ;

CLAUSE 70

THAT, clause 70 of the Bill be amended by deleting the word "Institute" wherever it appears and substituting therefor the word "Agency";

CLAUSE 71

THAT, clause 71 of the Bill be amended by deleting the word "Institute" wherever it appears and substituting therefor the word "Agency";

CLAUSE 73

THAT, clause 73 of the Bill be amended in sub-clause (2) by inserting the words "which shall be published in the Gazette" immediately after the words "updates biennially".

CLAUSE 79

THAT, clause 79 of the Bill be amended—

(a) in sub-clause (1) by deleting the word "Authority" and substituting therefor the word " Commission";

(b) by inserting the following new sub-clauses immediately after sub-clause (7) —

“(7A) An applicant aggrieved by a decision of the Tribunal under sub-section (7) may appeal to the High Court against the decision of the Tribunal.

“(7B) Within ninety days after an applicant files an appeal under subsection (7A), the High Court shall hear and determine the appeal.”

“(7C) If the High Court fails to hear and determine the appeal within the period referred to under subsection (7B), the decision of the Tribunal shall be final.

CLAUSE 81

THAT, clause 81 of the Bill be amended by deleting the word “Authority” appearing in the opening statement and substituting therefor the word “Commission”;

CLAUSE 84

THAT, clause 84 of the Bill be amended in sub-clause (4) by deleting the word “Authority” and substituting therefor the word “Commission”.

CLAUSE 89

THAT, clause 89 of the Bill be amended—

(a) in sub-clause (2) by deleting the words “of not less than five hundred thousand shillings and if the offence is of a continuing nature, to a further fine of not less than fifty thousand for every day or part of a day during which that offence continues or a jail term of not less than six months” and substituting therefor the words “not exceeding one million shillings and if the offence is of a continuing nature, to a further fine not exceeding one hundred thousand shillings for every day or part of a day up to a maximum of thirty days during which that offence continues, or to imprisonment for a term not exceeding twelve months or to both”;

(b) in sub-clause (3) by deleting the words “of not less than five hundred thousand shillings and if the offence is of a continuing nature, to a further fine of not less than one million shillings or a jail term of not less than twelve months or both and substituting therefor the words “not exceeding one million shillings and if the offence is of a continuing nature, to a further fine not exceeding one hundred thousand shillings for every day or part of a day up to a maximum of thirty days during which that offence continues, or imprisonment for a term not exceeding twelve months or to both”;

CLAUSE 91

THAT, clause 91 of the Bill be amended by deleting the word "Authority" wherever it appears and substituting therefor the word " Commission";

CLAUSE 92

THAT, clause 92 of the Bill be amended in sub-clause (1) by deleting the word "Authority" and substituting therefor the word " Commission";

CLAUSE 93

THAT, clause 93 of the Bill be amended by deleting the word "Authority" wherever it appears and substituting therefor the word " Commission";

CLAUSE 95

THAT, clause 95 of the Bill be amended by—

- (a) deleting the word "Authority" appearing in paragraph (b) and substituting therefor the word "Commission";
- (b) deleting the word "Authority" appearing in paragraph (c) and substituting therefor the word "Commission";
- (c) deleting the word "Authority" appearing in paragraph (d) and substituting therefor the word "Commission";

CLAUSE 99

THAT, clause 99 of the Bill be amended by deleting the word "Authority" and substituting therefor the word "Commission";

CLAUSE 100

THAT, clause 100 of the Bill be amended in sub-clause (2) by deleting the words "of not less than ten thousand shillings for each day or part thereof that the licence or permit is not displayed" and substituting therefor the words "not exceeding one million shillings".

CLAUSE 101

THAT, clause 101 of the Bill be amended—

- (a) in sub-clause (1) by deleting the word "Authority" appearing in paragraph (a) and substituting therefor the word " Commission";
- (b) in sub-clause (3) by deleting the words " opinion of the Authority" appearing in paragraph (b) and substituting therefor the words "opinion of the Commission";

CLAUSE 104

THAT, clause 104 of the Bill be amended in sub-clause (3) by deleting the word "Authority" appearing in paragraph (b) and substituting therefor the word "Commission";

CLAUSE 112

THAT, clause 112 of the Bill be amended—

- (a) by deleting the word "products" appearing in the marginal note;
- (b) in sub-clause (2) —
 - (i) by deleting the words "or petroleum products" appearing in paragraph (a);
 - (ii) by deleting paragraph (b) and substituting therefor the following new paragraph—

"(b) stores, transports, sells or offers for sale adulterated petroleum;
- (c) in sub-clause (3) by deleting the word "products".

CLAUSE 113

THAT, clause 113 of the Bill be amended by deleting the word "Authority" and substituting therefor the word "Commission";

CLAUSE 114

THAT, clause 114 of the Bill be amended in sub-clause (3) by deleting the word "Authority" wherever it appears and substituting therefor the word "Commission";

CLAUSE 115

THAT, clause 115 of the Bill be amended by deleting the word "Authority" wherever it appears and substituting therefor the word "Commission";

CLAUSE 121

THAT, clause 121 of the Bill be amended by deleting the word "Authority" wherever it appears and substituting therefor the word "Commission";

CLAUSE 122

THAT, clause 122 of the Bill be amended by deleting the word "Authority" wherever it appears and substituting therefor the word "Commission";

CLAUSE 123

THAT, clause 123 of the Bill be amended by deleting the word "Authority" wherever it appears and substituting therefor the word "Commission";

CLAUSE 124

THAT, clause 124 of the Bill be amended by deleting the word "Authority" wherever it appears and substituting therefor the word " Commission";

CLAUSE 126

THAT, clause 126 of the Bill be amended by deleting the word "Authority" wherever it appears and substituting therefor the word " Commission";

CLAUSE 128

THAT, clause 128 of the Bill be amended by deleting the word "Authority" wherever it appears and substituting therefor the word "Commission";

CLAUSE 129

THAT, clause 129 of the Bill be amended—

- (a) in sub-clause (1) by deleting the word "Authority" and substituting therefor the word " Commission";
- (b) in sub-clause (2) by deleting the words "of not less than five thousand shillings for each day or part thereof that the licence or permit is not displayed" and substituting therefor the words "not exceeding one million shillings".

CLAUSE 130

THAT, clause 130 of the Bill be amended by deleting the word "Authority" wherever it appears and substituting therefor the word " Commission";

CLAUSE 131

THAT, clause 131 of the Bill be amended by deleting the word "Authority" wherever it appears and substituting therefor the word " Commission";

CLAUSE 132

THAT, clause 132 of the Bill be amended by deleting the word "Authority" wherever it appears and substituting therefor the word " Commission";

CLAUSE 134

THAT, clause 134 of the Bill be amended—

- (a) in the marginal note by deleting the word "Authority" and substituting therefor the word " Commission";
- (b) by deleting the word "Authority" appearing in the opening statement and substituting therefor the word " Commission";

CLAUSE 135

THAT, clause 135 of the Bill be amended by deleting the word "Authority" wherever it appears and substituting therefor the word " Commission";

CLAUSE 136

THAT, clause 136 of the Bill be amended by deleting the word "Authority" wherever it appears and substituting therefor the word " Commission";

CLAUSE 137

THAT, clause 137 of the Bill be amended by deleting the word "Authority" and substituting therefor the word " Commission";

CLAUSE 138

THAT, clause 138 of the Bill be amended by deleting the word "Authority" wherever it appears and substituting therefor the word " Commission";

CLAUSE 139

THAT, clause 139 of the Bill be amended in sub-clause (2) by deleting the word "Authority" wherever it appears and substituting therefor the word " Commission";

CLAUSE 140

THAT, clause 140 of the Bill be amended by deleting the word "Authority" wherever it appears and substituting therefor the word " Commission";

CLAUSE 142

THAT, clause 142 of the Bill be amended by deleting the word "Authority" wherever it appears and substituting therefor the word " Commission";

CLAUSE 144

THAT, clause 144 of the Bill be amended in the opening statement by deleting the word "Authority" and substituting therefor the word " Commission";

CLAUSE 145

THAT, clause 145 of the Bill be amended by deleting the word "Authority" and substituting therefor the word " Commission";

CLAUSE 147

THAT, clause 147 of the Bill be amended by deleting the word "Authority" wherever it appears and substituting therefor the word " Commission";

CLAUSE 148

THAT, clause 148 of the Bill be amended by deleting the word "Authority" wherever it appears and substituting therefor the word " Commission";

CLAUSE 149

THAT, clause 149 of the Bill be amended by deleting the word "Authority" wherever it appears and substituting therefor the word " Commission";

CLAUSE 150

THAT, clause 150 of the Bill be amended—

- (a) by deleting the word "Authority" wherever it appears and substituting therefor the word " Commission";
- (b) in sub-clause (2) by deleting the words "and permits" appearing in the opening statement;

CLAUSE 151

THAT, clause 151 of the Bill be amended by deleting the word "Authority" wherever it appears and substituting therefor the word " Commission";

CLAUSE 152

THAT, clause 152 of the Bill be amended by deleting the word "Authority" wherever it appears and substituting therefor the word " Commission";

CLAUSE 153

THAT, clause 153 of the Bill be amended—

- (a) by deleting the word "Authority" wherever it appears and substituting therefor the word " Commission";
- (b) in sub-clause (7) by deleting the words "of not less than one hundred thousand shillings for each day or part thereof during which the offence continues" and substituting therefor the words "not exceeding one hundred thousand shillings for each day or part therefore that the obstruction occurs".

CLAUSE 154

THAT, clause 154 of the Bill be amended by deleting the word "Authority" wherever it appears and substituting therefor the word " Commission";

CLAUSE 155

THAT, clause 155 of the Bill be amended by deleting the word "Authority" wherever it appears and substituting therefor the word " Commission";

CLAUSE 156

THAT, clause 156 of the Bill be amended by deleting the word "Authority" wherever it appears and substituting therefor the word " Commission";

CLAUSE 157

THAT, clause 157 of the Bill be amended by deleting the word "Authority" wherever it appears and substituting therefor the word " Commission";

CLAUSE 158

THAT, clause 158 of the Bill be amended—

- (a) by deleting the word "Authority" wherever it appears and substituting therefor the word " Commission";
- (b) in sub-clause (4) by deleting the words "of not less than twenty five thousand" and substituting therefor the words "not exceeding fifty thousand".

CLAUSE 159

THAT, clause 156 of the Bill be amended by deleting the word "Authority" wherever it appears and substituting therefor the word " Commission";

CLAUSE 160

THAT, clause 160 of the Bill be amended in sub-clause (3) by deleting the word "Authority" appearing in paragraph (a) and substituting therefor the word " Commission";

CLAUSE 161

THAT, clause 161 of the Bill be amended by deleting the word "Authority" wherever it appears and substituting therefor the word " Commission";

CLAUSE 164

THAT, clause 164 of the Bill be amended in sub-clause (1) by deleting the word "Authority" appearing in paragraph (d) and substituting therefor the word " Commission";

CLAUSE 165

THAT, clause 165 of the Bill be amended by deleting the word "Authority" and substituting therefor the word " Commission";

CLAUSE 166

THAT, clause 166 of the Bill be amended by deleting the word "Authority" wherever it appears and substituting therefor the word " Commission";

CLAUSE 167

THAT, clause 167 of the Bill be amended in the proviso by deleting the word "Authority" and substituting therefor the word "Corporation";

CLAUSE 168

THAT, clause 168 of the Bill be amended in sub-clause (1) by deleting the word "Authority" appearing in paragraph (e) and substituting therefor the word "Commission";

CLAUSE 169

THAT, clause 169 of the Bill be amended by deleting the word "Authority" and substituting therefor the word "Commission";

CLAUSE 170

THAT, clause 170 of the Bill be amended in sub-clause (6) by deleting the word "Authority" and substituting therefor the word " Commission";

CLAUSE 173

THAT, clause 173 of the Bill be amended by deleting the word "Authority" wherever it appears and substituting therefor the word " Commission";

CLAUSE 174

THAT, clause 174 of the Bill be amended by deleting the word "Authority" wherever it appears and substituting therefor the word " Commission";

CLAUSE 175

THAT, clause 175 of the Bill be amended by deleting the word "Authority" wherever it appears and substituting therefor the word " Commission";

CLAUSE 176

THAT, clause 176 of the Bill be amended in sub-clause (1) by deleting the word "Authority" and substituting therefor the word " Commission";

CLAUSE 177

THAT, clause 177 of the Bill be amended by deleting the word "Authority" wherever it appears and substituting therefor the word " Commission";

CLAUSE 178

THAT, clause 178 of the Bill be amended by deleting the word "Authority" wherever it appears and substituting therefor the word " Commission";

CLAUSE 179

THAT, clause 179 of the Bill be amended in sub-clause (1) by deleting the word "Authority" and substituting therefor the word " Commission";

CLAUSE 180

THAT, clause 180 of the Bill be amended in sub-clause (3) by deleting the word "Authority" and substituting therefor the words " licensing authority";

CLAUSE 183

THAT, clause 183 of the Bill be amended in sub-clause (3) by deleting the words “of not less than two hundred thousand shillings or a term of imprisonment of not less than one year or to both” and substituting therefor the words “not exceeding fifty thousand shillings or to imprisonment for a term not exceeding two years or to both”.

CLAUSE 187

THAT, clause 187 of the Bill be amended by deleting the word “Authority” wherever it appears and substituting therefor the word “ Commission”;

CLAUSE 188

THAT, clause 188 of the Bill be amended by deleting the word “Authority” wherever it appears and substituting therefor the word “ Commission”;

CLAUSE 191

THAT, clause 191 of the Bill be amended by deleting the word “Authority” wherever it appears and substituting therefor the word “ Commission”;

CLAUSE 192

THAT, clause 192 of the Bill be amended by deleting the word “Authority” appearing in the opening statement and substituting therefor the word “ Commission”;

CLAUSE 193

THAT, clause 193 of the Bill be amended by deleting the word “Authority” wherever it appears and substituting therefor the word “ Commission”;

CLAUSE 194

THAT, clause 194 of the Bill be amended by deleting the word “Authority” wherever it appears and substituting therefor the word “ Commission”;

CLAUSE 195

THAT, clause 195 of the Bill be amended in sub-clause (2) by deleting the word “Authority” and substituting therefor the word “ Commission”;

CLAUSE 207

THAT, clause 207 of the Bill be amended by deleting the word “Authority” wherever it appears and substituting therefor the word “ Commission”;

CLAUSE 212

THAT, clause 212 of the Bill be amended by deleting the words “of not less than fifty thousand shillings” and substituting therefor the words “not exceeding five hundred thousand shillings”.

CLAUSE 214

THAT, clause 214 of the Bill be amended by deleting the word "Authority" and substituting therefor the word " Commission";

CLAUSE 215

THAT, clause 215 of the Bill be amended—

- (a) by deleting the word "Authority" wherever it appears and substituting therefor the word " Commission";
- (b) in sub-clause (3) by deleting the words "of not less than two hundred and fifty thousand shillings or to a term of imprisonment of not less than nine months or to both" and substituting therefor the words "not exceeding one million shillings or to imprisonment for a term not exceeding two years or to both".

CLAUSE 216

THAT, clause 216 of the Bill be amended in sub-clause (2) by deleting the words "of not less than one hundred thousand shillings or to a term of imprisonment of not less than six months or to both" and substituting therefor the words "not exceeding five hundred thousand shillings or to imprisonment for a term of not exceeding two years or to both".

CLAUSE 217

THAT, clause 217 of the Bill be amended by deleting the word "Authority" wherever it appears and substituting therefor the word " Commission";

CLAUSE 218

THAT, clause 218 of the Bill be amended—

- (a) in sub-clause (1) by deleting the word "Authority" and substituting therefor the word " Commission";
- (b) in the marginal note by deleting the word "Authority" and substituting therefor the word " Commission";

CLAUSE 219

THAT, clause 219 of the Bill be amended by deleting the word "Authority" and substituting therefor the word " Commission";

CLAUSE 220

THAT, clause 220 of the Bill be amended by deleting the word "Authority" wherever it appears and substituting therefor the word " Commission";

CLAUSE 225

THAT, clause 225 of the Bill be amended by deleting the word "Authority" wherever it appears and substituting therefor the word " Commission";

CLAUSE 227

THAT, clause 227 of the Bill be amended by deleting the word "Authority" wherever it appears and substituting therefor the word " Commission";

CLAUSE 228

THAT, clause 228 of the Bill be amended by deleting the word "Authority" wherever it appears and substituting therefor the word " Commission";

CLAUSE 229

THAT, clause 229 of the Bill be amended by deleting the word "Authority" wherever it appears and substituting therefor the word " Commission";

CLAUSE 230

THAT, clause 230 of the Bill be amended by deleting the word "Authority" wherever it appears and substituting therefor the word " Commission";

CLAUSE 231

THAT, clause 231 of the Bill be amended by deleting the word "Authority" wherever it appears and substituting therefor the word " Commission";

CLAUSE 232

THAT, clause 232 of the Bill be amended by deleting the word "Authority" wherever it appears and substituting therefor the word " Commission";

CLAUSE 233

THAT, clause 233 of the Bill be amended—

- (a) by deleting the word "Authority" wherever it appears and substituting therefor the word "Commission";
- (b) in sub-clause (4) —
 - (i) by deleting the word "and" appearing in paragraph (f);
 - (ii) by inserting the following new paragraphs immediately after paragraph (g) —
 - "(ga) consultancy services;
 - "(gb) construction services";
 - "(gc) hospitality services";
 - "(gd) transport services";
 - "(ge) security services";
 - "(gf) clearing and forwarding services"; and
 - "(gh) inspection services".

CLAUSE 234

THAT, clause 234 of the Bill be amended by deleting the word "Authority" wherever it appears and substituting therefor the word " Commission";

CLAUSE 235

THAT, clause 235 of the Bill be amended by deleting the word "Authority" wherever it appears and substituting therefor the word " Commission";

CLAUSE 237

THAT, clause 237 of the Bill be amended—

- (a) by deleting the word "Authority" wherever it appears and substituting therefor the word " Commission";
- (b) by deleting the words "of not less than one hundred thousand shillings or to a term of imprisonment of not less than six months or to both" and substituting therefor the words "not exceeding ten million shillings or imprisonment for a term not exceeding five years or to both".

CLAUSE 238

THAT, clause 238 of the Bill be amended in paragraph (b) by deleting the word "Authority" and substituting therefor the word " Commission";

CLAUSE 241

THAT, clause 241 of the Bill be amended by deleting the word "Authority" wherever it appears and substituting therefor the word " Commission";

CLAUSE 243

THAT, clause 243 of the Bill be amended—

- (a) in sub-clause (1) by deleting the word "Institute" appearing in paragraph (d) and substituting therefor the word "Agency";
- (b) in sub-clause (2) by deleting the word "Authority" appearing in paragraph (f) and substituting therefor the word " Commission";

CLAUSE 247

THAT, clause 247 of the Bill be amended by deleting the word "Authority" wherever it appears and substituting therefor the word " Commission";

CLAUSE 248

THAT, clause 248 of the Bill be amended by deleting the words "of not less than one million shillings" and substituting therefor the words "not exceeding one hundred thousand shillings".

CLAUSE 250

THAT, clause 250 of the Bill be amended by deleting the word “unless” appearing immediately after the words “energy infrastructure”.

CLAUSE 251

THAT, clause 251 of the Bill be amended—

- (a) in sub-clause (1) by inserting the words “ the Kenya Nuclear Electricity Board Order, 2013” immediately after the words “ Energy Act”;
- (b) in sub-clause (2) —
 - (i) by inserting the words “the Kenya Nuclear Electricity Board Order, 2013” immediately after the words “Cabinet Secretary under the provisions of the Energy Act” appearing in paragraph (a);
 - (ii) by inserting the words “the Kenya Nuclear Electricity Board Order, 2013” immediately after the words “under the provisions of the Energy Act” appearing in paragraph (b);
 - (iii) by inserting the words “the Kenya Nuclear Electricity Board Order, 2013” immediately after the words “Energy Act” appearing in paragraph (f);
- (c) by deleting the word “Authority” wherever it appears and substituting therefor the word “Commission”;

FIRST SCHEDULE

THAT, the First Schedule to the Bill be amended—

- (a) in the heading by deleting the word “AUTHORITY” and substituting therefor the word “COMMISSION”;
- (b) by deleting the words “ THE BOARD OF THE ENERGY AND PETROLEUM INSTITUTE” appearing in the heading and substituting therefor the words “THE BOARD OF THE NUCLEAR POWER, ENERGY AND PETROLEUM AGENCY”;

SECOND SCHEDULE

THAT, the Second Schedule to the Bill be amended—

- (a) by deleting the words “ENERGY AND PETROLEUM INSTITUTE” appearing in the heading and substituting therefor the words “NUCLEAR POWER, ENERGY AND PETROLEUM AGENCY”;
- (b) by deleting the word “ Institute” wherever it appears and substituting therefor the word “Agency”;

- (c) by deleting the word "AUTHORITY" appearing in the heading and substituting therefor the word "COMMISSION";
- (d) by deleting the word " Authority" wherever it appears and substituting therefor the word "Commission";

THIRD SCHEDULE

THAT, the Third Schedule to the Bill be amended—

- (a) in paragraph 1 by deleting the word "Authority" and substituting therefor the word "Commission";
- (b) by deleting paragraph 4 and substituting therefor the following new paragraph—

"4". Nuclear Power, Energy and Petroleum Agency.

FOURTH SCHEDULE

THAT, the Fourth Schedule to the Bill be amended—

- (a) in the heading by deleting the word "AUTHORITY" and substituting therefor the word "COMMISSION";
- (b) by deleting the marginal note in paragraph (a) and substituting therefor the following new marginal note—

" Re-establishment of the Energy Regulatory Commission";

- (c) in paragraph 1—

- (i) by deleting sub-paragraph (a) and substituting therefor the following new sub-paragraph—

"(a) The Energy Regulatory Commission established under section 9 shall be the successor to the Energy Regulatory Commission established by the Energy Act (now repealed) and subject to this Act, all rights, duties, obligations, assets and liabilities of the Energy Regulatory Commission existing at the commencement of this Act shall be automatically and fully transferred to the Energy Regulatory Commission and any reference to the Energy Regulatory Commission in any contract or document shall, for all purposes, be deemed to be a reference to the Energy Regulatory Commission established under section 9.

- (ii) by deleting sub-paragraph (e);

- (iii) by deleting the word "Authority" wherever it appears and substituting therefor the word "Commission";
- (d) in paragraph 2 by inserting the following new paragraphs immediately after paragraph (b)—
- “(bb) The persons who at the commencement of this Act are the Chairperson and members of the Energy Tribunal shall become the Chairperson and members of the Energy and Petroleum Tribunal respectively, as the case may be, for the remainder of their tenure in accordance with their appointment under the repealed Act.
- “(cc) For the greater certainty and subject to subsection (2), such persons shall have and may exercise and perform all the powers and functions of Chairperson or members of the Energy and Petroleum Tribunal as the case may be, as if they were appointed under section 26.
- “(dd) Every person who at the commencement of this Act is an employee of the Energy Tribunal, not then being under notice of dismissal or resignation shall, on that day and subject to this Act, become an employee of the Energy and Petroleum Tribunal on the same terms and conditions.
- (e) by deleting paragraph 4 and substituting therefor the following new paragraph—

4. NUCLEAR POWER, ENERGY AND PETROLEUM AGENCY.

Nuclear
Power,
Energy
and
Petroleum
Agency to
be the
successor
to Kenya
Nuclear
Electricity
Board.

(1) The Agency shall be the successor to the Kenya Nuclear Electricity Board under the Kenya Electricity Board Order, 2012 and subject to this Act, all rights, duties, obligations, assets and liabilities of the Kenya Nuclear Electricity Board at the commencement of this Act, shall be automatically and fully transferred to the Nuclear Power, Energy and Petroleum Agency and any reference to the Kenya Nuclear Electricity Board shall for all purposes, be deemed to be a reference to the Nuclear Power, Energy and Petroleum Agency established under section 53.

(2) The persons who at the commencement of this Act are the Chairperson and Board Members of the Kenya Nuclear

Electricity Board shall become Chairperson and Directors of the Board respectively, as the case may be, of the Agency for the remainder of their tenure in accordance with their appointment under the repealed Order.

(3) For the greater certainty and subject to subsection (2), such persons shall have and may exercise and perform all the powers and functions of Chairperson or Directors of the Board, as the case may be, as if they were appointed under section 57.

(4) Every person who at the commencement of this Act is an employee of the Kenya Nuclear Electricity Board, not then being under notice of dismissal or resignation shall, on that day and subject to this Act, become an employee of the Nuclear Power, Energy and Petroleum Agency.

2) Notice is given that the Leader of the Majority Party, Hon. Aden Duale, M.P., intends to move the following amendments to the Energy Bill, 2015 at the Committee Stage—

CLAUSE 2

THAT, the Bill be amended by inserting the following new definition in its proper alphabetical sequence —

“LPG cylinder owner” means a person who has purchased or paid a deposit for the purchase of an LPG cylinder from a person licensed to engage in LPG business including the retail and importation of LPG cylinders under the relevant law;

NEW CLAUSE

THAT, the Bill be amended by inserting the following new clause immediately after clause 115 —

Permission by LPG
cylinder owner.

115A. (1) A licensee shall fill LPG in cylinder with the permission of the cylinder owner.

(2) A licensee shall not alter the branding, deface, damage, repair or submit for maintenance an LPG cylinder without the permission of the LPG cylinder owner.

CLAUSE 119

THAT, the Bill be amended in clause 119(1) by deleting the word “refills” appearing immediately before the word “rebrands” in paragraph (m).

CLAUSE 121

THAT, the Bill be amended in clause 121 by inserting the following new paragraphs immediately after paragraph (y)—

“(ya) prescribing safety precautions in the filling of LPG cylinders and mechanisms of ensuring the traceability of cylinders in order to protect the cylinder owners”;

“(yb) prescribing the process of licensing of persons intending to engage in LPG business including the retail, wholesale and importation of LPG cylinders;

3) Notice is given that the Member for Budalangi, (Hon. Ababu Namwamba), intends to move the following amendments to the Energy Bill, 2015 at the Committee Stage—

CLAUSE 116

THAT, clause 116 is amended-

(a) by inserting renumbering the existing provision as clause 116(1);

(b) by inserting the following new sub-clause-

“(2) In the exercise of functions under subsection (1), the Cabinet Secretary shall make regulations for-

(a) provision of national petroleum strategic stocks for period of a hundred and eighty days to be drawn in cases of severe energy supply interruption; and

(b) the sites designated to store the petroleum strategic stocks.

(3) In this section, “severe energy supply interruption” means a national energy supply shortage which the Cabinet Secretary determines—

(a) is, or is likely to be, of significant scope and duration, and of an emergency nature;

(b) may cause major adverse impact on national safety or the national economy; or

(c) results, or is likely to result, from—

(i) an interruption in the supply of imported petroleum products,

(ii) an interruption in the supply of domestic petroleum products, or

(iii) sabotage or an act of God.

- 4) **Notice is given that the Member for Baringo Central (Hon. Sammy Mwaita) intends to move the following amendments to the Energy Bill, 2015 (National Assembly Bills No. 50) at the Committee Stage—**

CLAUSE 12

THAT, clause 12 of the Bill be amended in sub-clause (2) by deleting the words “in the fields of engineering, physical sciences, law, finance, environmental studies, economics or energy” appearing in paragraph (b).

CLAUSE 44

THAT, clause 44 of the Bill be amended in sub-clause (2) by deleting the words “in the fields of engineering, physical sciences, law, finance, economics or energy” appearing in paragraph (b).

- 5) **Notice is given that the Member for Mvita (Hon. Abdulswamad Nassir), intends to move the following amendments to the Energy Bill, 2015 at the Committee Stage—**

INSERTION OF A NEW CLAUSE

THAT, the Bill be amended by inserting the following new clause immediately after clause 193—

193A.(1) Subject to subsection (2), a licensee shall be liable to compensate a consumer where due to power outages, poor quality, irregularity of electricity supply or negligence, the consumer—

- (a) incurs financial loss;
- (b) suffers from physical injuries; or
- (c) any other case as may be determined under this Act or any written law.

(2) Subsection (1), shall apply to power outages that exceed a cumulative three hours within a twenty-four hour period, where the licensee has not issued a twenty-four hours prior notice.

(3) Where a consumer incurs financial loss, the licensee shall compensate the consumer by incorporating the compensation into the consumer’s bill by way of a subsidy which shall be an amount equivalent to the loss incurred as presented by the consumer and agreed by the licensee.

(4) The amount paid as compensation under subsection (3), shall not be less than the amount the consumer would have paid the licensee, for power consumed for the period during which there was a power outage.

The House resolved on Wednesday, February 10, 2016 as follows:-

- I. **THAT**, notwithstanding the provisions of Standing Order 97(4), each speech in a debate on a **Report of a Committee**, including a Report of a Joint Committee of the Houses of Parliament or any other Report submitted to the House, shall be limited as follows: - A maximum of sixty (60) minutes for the Mover in moving and thirty (30) minutes in replying, and a maximum of ten (10) minutes for any other Member speaking, except the Leader of the Majority Party and the Leader of the Minority Party, who shall be limited to a maximum of fifteen (15) minutes each; and that priority be accorded to the Leader of the Majority Party and the Leader of the Minority Party, in that Order.

 - II. **THAT**, notwithstanding the provisions of Standing Order 97(4), each speech in a debate on **Bills sponsored by a Committee, the Leader of the Majority Party or the Leader of the Minority Party** shall be limited as follows:- A maximum of forty five (45) minutes for the Mover, in moving and fifteen minutes (15) in replying, a maximum of thirty (30) minutes for the Chairperson of the relevant Committee (if the Bill is not sponsored by the relevant Committee), and a maximum of ten (10) minutes for any other Member speaking, except the Leader of the Majority Party and the Leader of the Minority Party, who shall be limited to a maximum of fifteen Minutes (15) each (if the Bill is not sponsored by either of them); and that priority in speaking be accorded to the Leader of the Majority Party, the Leader of the Minority Party and the Chairperson of the relevant Departmental Committee, in that Order.
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...../Notice Paper

NOTICE PAPER

Tentative business for

Tuesday, May 03, 2016

(Published pursuant to Standing Order 38(1))

It is notified that the House Business Committee, at their last meeting, approved the following tentative business to appear in the Order Paper for Tuesday, May 03, 2016:-

A. THE SUPPLEMENTARY APPROPRIATION BILL(NATIONAL ASSEMBLY BILL, 2016)

(The Chairperson, Budget and Appropriations Committee)

First Reading

B. COMMITTEE OF THE WHOLE HOUSE

(i) The Petroleum (Exploration, Development and Production) Bill (National Assembly Bill No. 44 of 2015)

(The Leader of the Majority Party)

(ii) The Land Laws (Amendment) Bill (National Assembly Bill No. 55 of 2015)

(The Leader of the Majority Party)

C. SPECIAL MOTION - APPROVAL OF FINANCING FOR THE DEVELOPMENT OF THE SECOND CONTAINER TERMINAL, PHASE II

(The Leader of the Majority Party)

D. SPECIAL MOTION - APPROVAL OF THE SECOND BASIS FOR EQUITABLE SHARING OF NATIONAL REVENUE ALLOCATED TO COUNTIES

(The Leader of the Majority Party)

E. THE KENYA ROADS BILL (NATIONAL ASSEMBLY BILL NO. 26 OF 2015)

(The Leader of the Majority Party)

Second Reading

(If not concluded on Thursday, April 28, 2016 – Afternoon Sitting)

F. THE MISCELLANEOUS FEES AND LEVIES BILL (NATIONAL ASSEMBLY BILL NO. 30 OF 2015)

(The Leader of the Majority Party)

Second Reading

(If not concluded on Thursday, April 28, 2016 – Afternoon Sitting)

**G. THE WAREHOUSE RECEIPTS SYSTEM BILL (NATIONAL ASSEMBLY
BILL NO. 12 OF 2015)**

(The Leader of the Majority Party)

Second Reading

(If not concluded on Thursday, April 28, 2016 – Afternoon Sitting)

**H. THE KENYA DEFENCE FORCES (AMENDMENT) BILL (NATIONAL
ASSEMBLY BILL NO. 41 OF 2015)**

(The Leader of the Majority Party)

Second Reading

(If not concluded on Thursday, April 28, 2016 – Afternoon Sitting)
